IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

| ISABELLA BERNAL, Individually and | § | |
|-----------------------------------|---|------------------------------------|
| on Behalf of All Others Similarly | § | |
| Situated, | § | |
| Plaintiff, | § | |
| | § | |
| V. | § | Civil Action No. 1:23-CV-00471-DAE |
| | § | |
| BACKSLIDERS, LLC dba "South | § | |
| Austin Beer Garden," RYAN THOMAS, | § | |
| and DAVID B. PEARCE, | § | |
| Defendants. | § | |

NOTICE CONCERNING CONSENT TO MAGISTRATE JUDGE

In accordance with the provisions of 28 U.S.C. § 636(c), Federal Rules of Civil Procedure 73, and the Local Rules of the United States District Court for the Western District of Texas, Defendants Backsliders, LLC d/b/a "South Austin Beer Garden," Ryan Thomas, and David Pearce:

X Consent to having a United States Magistrate Judge preside over the trial in this case. Decline to consent to trial before a United States Magistrate Judge.

Respectfully Submitted,

/s/ William T. Palmer

Thomas A. Nesbitt
tnesbitt@dnaustin.com
Texas Bar No. 24007738
Laura J. Goodson
lgoodson@dnaustin.com
Texas Bar No. 24045959
William T. Palmer
wpalmer@dnaustin.com
Texas Bar No. 24121765
DeShazo & Nesbitt L.L.P.
809 West Avenue
Austin, Texas 78701
512/617-5560
512/617-5563 (Fax)

ATTORNEYS FOR DEFENDANTS BACKSLIDERS, LLC, DBA SOUTH AUSTIN BEER GARDEN, RYAN THOMAS, AND DAVID PEARCE

CERTIFICATE OF SERVICE

I hereby certify that on the 29th day of April, 2024, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following counsel of record:

Aaron Charles de la Garza Aaron Charles de la Garza, PLLC 509 W. 18th Street Austin, Texas 78701 aaron@adlglaw.com

Douglas B. Welmaker Welmaker Law, PLLC 409 Fredonia, Suite 118 Longview, Texas 75601 doug@welmakerlaw.com

> <u>/s/ William T. Palmer</u> William T. Palmer